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Cubbii		•		Application Number	10/538,334-Conf. #1545 December 22, 2005	
IN	FORMATIC	ON DIS	SCLOSURE	Filing Date		
ST	ATEMENT	BY A	PPLICANT	First Named Inventor	Stephen Loomis	
				Art Unit	2614	
	(Use as many	she ets as	necess ary)	Examiner Name	A. C. Flanders	
Sheet	1	of	3	Attorney Docket Number	320529522US5	

	U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
		US-5,168,481	12-01-1992	Culbertson et al.				
		US-5,410,343	04-25-1995	Coddington et al.				
		US-5,715,314	02-03-1998	Payne et al.				
		US-5,774,672	06-30-1998	Funahashi et al.				
		US-5,790,174	08-04-1998	Richard, III et al.				
		US-5,991,867	11-23-1999	Fosmark				
		US-6,618,424	09-09-2003	Yamada et al.				
		US-6,725,275	04-20-2004	Eyal				
		US-7,493,289	02-17-2009	Verosub et al.				
		US-7,412,532	08-12-2008	Gondhalekar et al.				
		US-20020158895	10-31-2002	Murase et al.				
		US-20030028659	02-06-2003	Mesarina et al.				
		US-20040138948	07-15-2004	Loomis				
		US-20040177115	09-09-2004	Hollander et al.				
		US-20040186733	09-23-2004	Loomis et al.				
		US-20040222047	11-11-2004	DiFranza et al.				
		US-20050056494	03-17-2005	Amo et al.				
		US-20090164794	06-25-2009	Verosub et al.				
		US-20090175591	07-09-2009	Gondhalekar et al.				

		FOREI	GN PATENT	DOCUMENTS		_
Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages	_
Initials*	No.1	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Or Relevant Figures Appear	T
		JP-2003068968-A	03-07-2003	Pfu Ltd		
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				Application Number	10/538,334-Conf. #1545	
IN	NFORMATIO	N DI	SCLOSURE	Filing Date	December 22, 2005	
S	TATEMENT	BY A	APPLICANT	First Named Inventor	Stephen Loomis	
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Sheet	2	of	3	Attorney Docket Number	320529522US5	

		NON PATENT LITERATURE DOCUMENTS	,
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journ al, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Apple; The iTunes Music Store; http://web.archive.org/web/20030429142602/www.apple.com/music/store/; 04/30/2003; accessed on internet archives on 3/18/2010.	
		Harr, P., "IP Data Over Satellite To Cable Headends And A New Operation Model With Digital Store and Forward Multi-Media Systems," Paper, 2000 NCTA Technical Papers, 6 pgs.	
		Alghoniemy et al., "A Network Flow Model for Playlist Generation," 2001 IEEE International Conference on Multimedia and Expo, August 22-August 25, Tokyo, Japan, 4 pgs.	
		Platt et al., "Learning a Gaussian Process Prior for Automatically Generating Music Playlists," Microsoft Corporation, Conference Paper In Advances in Neural Information Processing Systems, 2001, 9 pgs.	
		Poellabauer et al., "Coordinated CPU and Event Scheduling for Distributed Multimedia Applications," ACM Multimedia, Oct. 2001, Ottawa Ontario, 10 pgs.	
		Takao, S. et al., "Packet Synchronization Recovery Circuit," OKI Electric Ind. Co. Ltd., June 29, 1992, vol. 16, No. 294, Pg. 120, 3 dialog pages downloaded on 3/11/2010.	
		Aurrecoechea et al. "A Survey of QoS Architectures," Center for Telecommunication Research, Columbia University, New York, May 1998, vol. 6, no. 3, 23 pgs.	
		Cen et al., "A Distributed Real-Time MPEG Video Audio Player," Dept of Computer Science and Engineering, Oregon Graduate Institute of Science and Technology, Lecture Notes in Computer Science, 1995, vol. 1018, pgs. 142 – 153.	
:	•	Manouselis et al., "Digital Audio Broadcasting Systems under a QoS Perspective," Proceedings of the 4th WSEAS International Conference on Telecommunications and Informatics table of contents, 2005, Article No. 51, 11 pgs.	
		Sion, R. et al., "Challenges in designing a QoS aware Media Repository," working draft, Computer Science, Purdue University, IN, 2000, 8 pgs.	
		Chen et al., "Real Time Video and Audio in the World Wide Web". Dept. of Computer Science, Univ. of Illinois, Champagne-Urbana, August 18, 1995, 12 pgs.	
		Pang, H. et al. "Resource scheduling in a high performance media server": IEEE Transactions on Knowledge and Data Engineering, v11n2, p. 303-320, 1999.	
		Monien et al., "Online scheduling of continuous media streams," Foundations of Computer Science Potential-Theory-Cognition Lecture Notes in Computer Science, 1997, Vol. 1337, pgs. 313 - 320.	
		Non-Final Office Action for U.S. Patent Application No. 10/688,283; Date of Mailing: 10/09/2007; 11 pgs.	
		Final Office Action for U.S. Patent Application No. 10/688,283; Date of Mailing: 04/02/2008; 11 pgs.	

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INF	ORMATIO	N DIS	SCLOSURE	Filing Date	December 22, 2005	
STA	ATEMENT	BY A	PPLICANT	First Named Inventor	Stephen Loomis	
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		Non-Final Office Action for U.S. Patent Application No. 10/688,283; Date of Mailing: 12/23/2008; 10 pgs.	
		Notice of Allowance for U.S. Patent Application No. 10/688,283; Date of Mailing: 09/10/2009; 4 pgs.	
		Non-Final Office Action for U.S. Patent Application No. 10/734,783; Date of Mailing: 08/14/2007; 18 pgs.	
		Notice of Allowance and Interview Summary for U.S. Patent Application No. 10/734,783; Date of Mailing: 01/16/2008; 16 pgs.	
		Notice of Allowability for U.S. Patent Application No. 10/734,783; Date of Mailing: 04/21/2008; 3 pgs.	
		Notice of Allowance for U.S. Patent Application No. 10/734,783; Date of Mailing: 04/30/2008; 3 pgs.	
		International Search Report for PCT Application No. PCT/US2003/040102; Applicant: America Online Incorporated; Date of Mailing: June 18, 2004; 4 pages.	
		International Preliminary Examination Report for PCT Application No. PCT/US2003/040102; Applicant: America Online Incorporated; Date of Completion: August 23, 2004; 3 pages.	
		International Search Report for PCT Application No. PCT/US2003/039525; Applicant: America Online Incorporated; Date of Mailing: December 6, 2004; 3 pages.	
		Notice of Allowance for U.S. Patent Application No. 10/688,423; Date of Mailing: 02/22/2010; 7 pgs.	

Examiner	Date	
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